

Cuellar	Jackson-Lee	Oberstar	Towns	Wasserman	Whitfield	Davis (CA)	Jefferson	Obey
Culberson	(TX)	Obey	Turner	Schultz	Wicker	Davis (IL)	Jindal	Olver
Cummings	Jefferson	Olver	Udall (CO)	Waters	Wilson (NM)	Davis (KY)	Johnson (GA)	Ortiz
Davis (AL)	Jindal	Ortiz	Udall (NM)	Watson	Wilson (OH)	Davis, David	Johnson (IL)	Pallone
Davis (CA)	Johnson (GA)	Pallone	Upton	Watt	Wilson (SC)	Davis, Jo Ann	Johnson, E. B.	Pascarell
Davis (IL)	Johnson (IL)	Pascarell	Van Hollen	Waxman	Wolf	Davis, Lincoln	Johnson, Sam	Pastor
Davis (KY)	Johnson, E. B.	Pastor	Velazquez	Weiner	Woolsey	Davis, Tom	Jones (NC)	Paul
Davis, David	Johnson, Sam	Paul	Visclosky	Welch (VT)	Wu	Deal (GA)	Jordan	Payne
Davis, Jo Ann	Jones (NC)	Payne	Walberg	Weldon (FL)	Wynn	DeFazio	Kagen	Pearce
Davis, Lincoln	Jordan	Pearce	Walden (OR)	Weller	Yarmuth	Delahunt	Kanjorski	Pence
Davis, Tom	Kagen	Pence	Walz (MN)	Westmoreland	Young (AK)	DeLauro	Kaptur	Perlmutter
Deal (GA)	Kanjorski	Perlmutter	Wamp	Wexler	Young (FL)	Dent	Keller	Peterson (MN)
DeFazio	Kaptur	Peterson (MN)	ANSWERED “PRESENT”—6			Diaz-Balart, L.	Kennedy	Petri
Delahunt	Keller	Peterson (PA)	Becerra	Ellison	Kucinich	Diaz-Balart, M.	Kildee	Pickering
DeLauro	Kennedy	Petri	Clay	Grijalva	Schakowsky	Dicks	Kilpatrick	Pitts
Dent	Kildee	Pickering	NOT VOTING—14			Dingell	Kind	Platts
Diaz-Balart, L.	Kilpatrick	Pitts	Baird	Jones (OH)	Shays	Doggett	King (IA)	Poe
Diaz-Balart, M.	Kind	Platts	Berkley	Kirk	Sherman	Donnelly	King (NY)	Pomeroy
Dicks	King (IA)	Poe	Brown, Corrine	Larson (CT)	Walsh (NY)	Doolittle	Kingston	Porter
Dingell	King (NY)	Pomeroy	DeGette	McMorris		Doyle	Klein (FL)	Price (GA)
Doggett	Kingston	Porter	Hodes	Rodgers		Drake	Kline (MN)	Price (NC)
Donnelly	Klein (FL)	Price (GA)	Hunter	Putnam		Dreier	Knollenberg	Pryce (OH)
Doolittle	Kline (MN)	Price (NC)	ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE			Duncan	Kucinich	Rahall
Doyle	Knollenberg	Pryce (OH)	The SPEAKER pro tempore (during			Edwards	Kuhl (NY)	Ramstad
Drake	Kuhl (NY)	Radanovich	the vote). Members are advised 2 min-			Ehlers	LaHood	Rangel
Dreier	LaHood	Rahall	utes remain in this vote.			Ellison	Lamborn	Regula
Duncan	Lamborn	Ramstad	□ 1643			Ellsworth	Lampson	Rehberg
Edwards	Lampson	Rangel	So (two-thirds being in the affirma-			Emanuel	Langevin	Reichert
Ehlers	Langevin	Regula	tive) the rules were suspended and the			Emerson	Lantos	Renzi
Ellsworth	Lantos	Rehberg	bill, as amended, was passed.			Engel	Larsen (WA)	Reyes
Emanuel	Larsen (WA)	Reichert	The result of the vote was announced			English (PA)	Larson (CT)	Reynolds
Emerson	Latham	Renzi	as above recorded.			Eshoo	Latham	Rodriguez
Engel	LaTourette	Reyes	A motion to reconsider was laid on			Etheridge	LaTourette	Rogers (AL)
English (PA)	Lee	Reynolds	the table.			Everett	Lee	Rogers (KY)
Eshoo	Levin	Rodriguez	LEONARD W. HERMAN POST			Fallin	Levin	Rogers (MI)
Etheridge	Lewis (CA)	Rogers (AL)	OFFICE			Farr	Lewis (CA)	Rohrabacher
Everett	Lewis (GA)	Rogers (KY)	The SPEAKER pro tempore. The un-			Fattah	Lewis (GA)	Ros-Lehtinen
Fallin	Lewis (KY)	Rogers (MI)	finished business is the vote on the mo-			Feeney	Lewis (KY)	Roskam
Farr	Linder	Rohrabacher	tion to suspend the rules and pass the			Ferguson	Linder	Ross
Fattah	Lipinski	Ros-Lehtinen	bill, H.R. 1722, on which the yeas and			Filner	Lipinski	Rothman
Feeney	LoBiondo	Roskam	nays were ordered.			Flake	LoBiondo	Roybal-Allard
Ferguson	Loebsack	Ross	The Clerk read the title of the bill.			Forbes	Loebsack	Royce
Filner	Lofgren, Zoe	Rothman	The SPEAKER pro tempore. The			Fortenberry	Lofgren, Zoe	Ruppersberger
Flake	Lowey	Roybal-Allard	question is on the motion offered by			Fossella	Lowey	Rush
Forbes	Lucas	Royce	the gentleman from Illinois (Mr.			Fox	Lucas	Ryan (OH)
Fortenberry	Lungren, Daniel	Ruppersberger	DAVIS) that the House suspend the			Frank (MA)	Lungren, Daniel	Ryan (WI)
Fossella	E.	Rush	rules and pass the bill, H.R. 1722.			Franks (AZ)	E.	Salazar
Fox	Lynch	Ryan (OH)	This will be a 5-minute vote.			Frelinghuysen	Lynch	Sali
Frank (MA)	Mack	Ryan (WI)	The vote was taken by electronic de-			Gallegly	Mack	Sánchez, Linda
Franks (AZ)	Mahoney (FL)	Salazar	vice, and there were—yeas 417, nays 0,			Garrett (NJ)	Mahoney (FL)	T.
Frelinghuysen	Maloney (NY)	Sali	not voting 15, as follows:			Gerlach	Maloney (NY)	Sanchez, Loretta
Gallegly	Manzullo	Sánchez, Linda	[Roll No. 401]			Giffords	Manzullo	Sarbanes
Garrett (NJ)	Marchant	T.	YEAS—417			Gilchrest	Marchant	Saxton
Gerlach	Markey	Sanchez, Loretta	Abercrombie			Gillibrand	Markey	Schakowsky
Giffords	Marshall	Sarbanes	Blunt			Gillmor	Marshall	Schiff
Gilchrest	Matheson	Saxton	Boehner			Gingrey	Matheson	Schmidt
Gillibrand	Matsui	Schiff	Bonner			Gonzalez	Matsui	Schwartz
Gillmor	McCarthy (CA)	Schmidt	Akin			Goode	McCarthy (CA)	Scott (GA)
Gingrey	McCarthy (NY)	Schwartz	Alexander			Goodlatte	McCarthy (NY)	Scott (VA)
Gohmert	McCaul (TX)	Scott (GA)	Allen			Gordon	McCaul (TX)	Sensenbrenner
Gonzalez	McCollum (MN)	Scott (VA)	Altmire			Granger	McCollum (MN)	Serrano
Goode	McCotter	Sensenbrenner	Arcuri			Graves	McCotter	Sessions
Goodlatte	McCrery	Serrano	Baca			Green, Al	McCrery	Sestak
Gordon	McDermott	Sessions	Bachmann			Green, Gene	McDermott	Shadegg
Granger	McGovern	Sestak	Bachus			Grijalva	McHenry	Shea-Porter
Graves	McHenry	Shadegg	Baker			Gutierrez	McHugh	Sherman
Green, Al	McHugh	Shea-Porter	Baldwin			Hall (NY)	McIntyre	Shimkus
Green, Gene	McIntyre	Shimkus	Barrett (SC)			Hall (TX)	McKeon	Shuler
Gutierrez	McKeon	Shuler	Barrow			Hare	McNerney	Shuster
Hall (NY)	McNerney	Shuster	Bartlett (MD)			Harman	McNulty	Simpson
Hall (TX)	McNulty	Simpson	Bean			Hastert	Meehan	Sires
Hare	Meehan	Sires	Becerra			Hastings (FL)	Meek (FL)	Skelton
Harman	Meek (FL)	Skelton	Berman			Hastings (WA)	Meeks (NY)	Slaughter
Hastert	Meeks (NY)	Slaughter	Berry			Hayes	Melancon	Smith (NE)
Hastings (FL)	Melancon	Smith (NE)	Biggert			Heller	Mica	Smith (NJ)
Hastings (WA)	Mica	Smith (NJ)	Bilbray			Hensarling	Michaud	Smith (TX)
Hayes	Michaud	Smith (TX)	Bishop (GA)			Herger	Miller (FL)	Smith (WA)
Heller	Miller (FL)	Smith (WA)	Bishop (NY)			Herseth Sandlin	Miller (MI)	Snyder
Hensarling	Miller (MI)	Snyder	Bishop (UT)			Higgins	Miller (NC)	Solis
Herger	Miller (NC)	Solis	Blackburn			Hill	Miller (NY)	Souder
Herseth Sandlin	Miller, Gary	Souder	Blumenauer			Hinchey	Miller, George	Space
Higgins	Miller, George	Space	Blunt			Hinojosa	Mitchell	Spratt
Hill	Mitchell	Spratt	Boehner			Hirono	Mollohan	Stark
Hinchey	Mollohan	Stark	Bonner			Hobson	Moore (KS)	Stearns
Hinojosa	Moore (KS)	Stearns	Bono			Hodes	Moore (WI)	Stupak
Hirono	Moore (WI)	Stupak	Boozman			Hoekstra	Moran (KS)	Sullivan
Hobson	Moran (KS)	Sullivan	Boren			Holden	Moran (VA)	Sutton
Hoekstra	Moran (VA)	Sutton	Boswell			Holt	Murphy (CT)	Tancred
Holden	Murphy (CT)	Tancred	Boucher			Honda	Murphy, Patrick	Tanner
Holt	Murphy, Patrick	Tanner	Boustany			Hooley	Murphy, Tim	Tauscher
Honda	Murphy, Tim	Tauscher	Boyce			Hoyer	Murtha	Taylor
Hooley	Murtha	Terry	Brady (PA)			Hulshof	Musgrave	Terry
Hoyer	Musgrave	Terry	Brady (TX)			Inglis (SC)	Myrick	Thompson (CA)
Hulshof	Myrick	Thompson (CA)	Brady (TX)			Inslee	Nadler	Thompson (MS)
Inglis (SC)	Nadler	Thompson (MS)	Brown (SC)			Israel	Napolitano	Thornberry
Inslee	Napolitano	Thornberry	Brown-Waite,			Issa	Neugebauer	Tiahrt
Israel	Neal (MA)	Tiahrt	Ginny			Jackson (IL)	Nunes	Tiberi
Issa	Neugebauer	Tiberi	Buchanan			Jackson-Lee	Obenstar	Tierney
Jackson (IL)	Nunes	Tierney	Burgess			(TX)		Towns
			Burton (IN)					
			Butterfield					
			Buyer					
			Calvert					
			Camp (MI)					
			Campbell (CA)					
			Cannon					
			Cantor					
			Capito					
			Capps					
			Capuano					
			Cardoza					
			Carnahan					
			Carney					
			Carson					
			Carter					
			Castle					
			Castor					
			Chabot					
			Chandler					
			Clarke					
			Clay					
			Cleaver					
			Clyburn					
			Coble					
			Cohen					
			Cole (OK)					
			Conaway					
			Conyers					
			Cooper					
			Costa					
			Costello					
			Courtney					
			Cramer					
			Crenshaw					
			Crowley					
			Cubin					
			Cuellar					
			Culberson					
			Cummings					
			Davis (AL)					

Turner	Wasserman	Whitfield
Udall (CO)	Schultz	Wicker
Udall (NM)	Waters	Wilson (NM)
Upton	Watson	Wilson (OH)
Van Hollen	Watt	Wilson (SC)
Velázquez	Waxman	Wolf
Visclosky	Weiner	Woolsey
Walberg	Welch (VT)	Wu
Walden (OR)	Weldon (FL)	Wynn
Walz (MN)	Weller	Yarmuth
Wamp	Westmoreland	Young (AK)
	Wexler	Young (FL)

## NOT VOTING—15

Baird	Jones (OH)	Putnam
Berkley	Kirk	Radanovich
Brown, Corrine	McGovern	Shays
DeGette	McMorris	Walsh (NY)
Gohmert	Rodgers	
Hunter	Peterson (PA)	

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised there are 2 minutes remaining in this vote.

□ 1649

So (two-thirds being in the affirmative) the rules were suspended and the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

## QUESTION OF THE PRIVILEGES OF THE HOUSE

Mr. ROGERS of Michigan. Mr. Speaker, I rise to a question of the privileges of the House and offer the resolution I noticed on May 21, 2007.

The SPEAKER pro tempore. The Clerk will report the resolution.

The Clerk read as follows:

H. RES. 428

Whereas the Code of Official Conduct provides that a Member “may not condition the inclusion of language to provide funding for a Congressional earmark . . . on any vote cast by another member”;

Whereas Chairman Reyes filed the Report to accompany the bill H.R. 2082, the Intelligence Authorization Act for Fiscal Year 2008;

Whereas the report states that, with respect to the requirements of clause 9 of House Rule XXI, “The following table provides the list of such provisions included in the bill or report,” and includes a table of 26 items identifying “Requesting Member,” “Subject,” and “Dollar Amount (in Thousands)”;

Whereas the referenced table includes an item denoted as: Requesting Member, Mr. Murtha; Subject, NATIONAL INTELLIGENCE PROGRAM COMMUNITY MANAGEMENT ACCOUNT—National Drug Intelligence Center; Dollar Amount, \$23 million;

Whereas the Gentleman from Michigan, Mr. Rogers, offered and voted for a motion to recommit the bill to change the provisions of the aforementioned Murtha earmark during its consideration in the House;

Whereas as a result of Mr. Rogers’ motion and vote on the Murtha earmark, the Gentleman from Pennsylvania, Mr. Murtha subsequently threatened to withdraw support for earmarks providing funding for projects located in the Gentleman from Michigan’s district;

Whereas on May 17, 2007, in the House Chamber, the Gentleman from Pennsylvania stated, in a loud voice words to the effect, to the Gentleman from Michigan as a result of offering and voting for the motion to recommit, “I hope you don’t have any earmarks in

the defense appropriation bill because they are gone and you will not get any earmarks now and forever.”;

Whereas the Gentleman from Michigan responded, in words to the effect, “this is not the way we do things here and is that supposed to make me afraid of you?”;

Whereas the Gentleman from Pennsylvania raised his voice, pointed his finger and stated, in words to the effect, “that’s the way I do it.”;

Whereas the gentleman from Pennsylvania (Mr. Murtha) is the ninth most senior member of Congress, whose seniority ranks him over 426 of his 433 colleagues in the House;

Whereas the gentleman from Pennsylvania chairs the Appropriations Subcommittee on Defense;

Whereas the gentleman from Pennsylvania (Mr. Murtha), the second-ranking and second longest serving Democrat on the Appropriations Committee, has been described in numerous media accounts as a master of the legislative process and an expert on earmarks; and

Whereas the gentleman from Pennsylvania (Mr. Murtha) has stated that he is a former member of the House Committee on Standards of Official Conduct, whose members are among the most knowledgeable in the House concerning the ethical obligations of Members of Congress: Now, therefore, be it

*Resolved*, That the Member from Pennsylvania, Mr. Murtha has been guilty of a violation of the Code of Official Conduct and merits the reprimand of the House for the same.

The SPEAKER pro tempore. The resolution presents a question of privilege.

## MOTION TO TABLE OFFERED BY MR. HOYER

Mr. HOYER. Mr. Speaker, I move to lay the resolution on the table.

The SPEAKER pro tempore. The question is on the motion to table.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

## RECORDED VOTE

Mr. ROGERS of Michigan. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 219, noes 189, answered “present” 13, not voting 11, as follows:

[Roll No. 402]

AYES—219

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baldwin  
Barrow  
Bean  
Becerra  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor

Chandler  
Clarke  
Clay  
Cleave  
Clyburn  
Cohen  
Conyers  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel

Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseth Sandlin  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inslee

Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loebach  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)

Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff

Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

## NOES—189

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Bartlett (MD)  
Barton (TX)  
Biggert  
Blibray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Cooper  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Jo Ann  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake

Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)

Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt